

16368

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
13711

In Re Application Of: **Joseph A. Rothnagel, et al.**

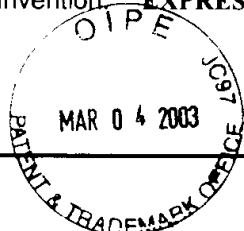
Serial No.  
09/880,253

Filing Date  
June 13, 2001

Examiner  
T. McKelvey

Group Art Unit  
1636

Invention: **EXPRESSION MODULATING SEQUENCES**



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MAR 10 2003  
TECH CENTER 1500/2900

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of December 31, 2002 in the above-identified application.  
*Date*

The requested extension is as follows (check time period desired):

☒ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: January 31, 2003 until: February 28, 2003  
*Date* *Date*

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- ☐ is enclosed.  
☒ has already been filed in this application.

The fee for the amendment and extension of time has been calculated as shown below:

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	137 -	133 =	4	x \$9.00	\$36.00
INDEP. CLAIMS	9 -	9 =	0	x \$42.00	\$0.00
FEE FOR AMENDMENT					\$36.00
FEE FOR EXTENSION OF TIME					\$55.00
<b>TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME</b>					<b>\$91.00</b>

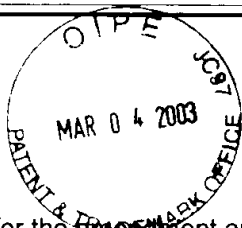
03-05/2003 HVUONG1 00000040 09880253

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**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
13711



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The fee for the amendment and extension of time is to be paid as follows:

- ☒ A check in the amount of **\$91.00** for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of **\$0.00**.  
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**.  
A duplicate copy of this sheet is enclosed.
  - ☒ Any additional filing fees required under 37 C.F.R. 1.16.
  - ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP**. A duplicate copy of this sheet is enclosed.

  
Signature

Dated: **February 28, 2003**

Frank S. DiGiglio  
Registration No. 31,346  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

I certify that this document and fee is being deposited  
on **Feb. 28, 2003** with the U.S. Postal Service as  
first class mail under 37 C.F.R. 1.8 and is addressed to the  
Assistant Commissioner for Patents, Washington, D.C.  
20231.

  
Signature of Person Mailing Correspondence

**Michelle Mustafa**

Typed or Printed Name of Person Mailing Correspondence

cc: FSD/XZ:ab